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THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Akihiro SUZUKI, et al. Art Unit : 2614
Serial No. : 10/611,433 Examiner : Brian P. Yenke
Filing Date: July 2, 2003
Title : DATA SLICER, DATA SLICING METHOD, AND AMPLITUDE
EVALUATION VALUE SETTING METHOD

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Customer Window
U.S. Patent & Trademark Office
Randolph Building
401 Dulany St.
Alexandria, Virginia 22314

Dear Sirs:

In response to the Office Action mailed March 3, 2006, applicants hereby provisionally elect, with traverse, species/embodiment 3 corresponding to Figure 5 for initial examination in this application. Claims 1 and 9 read on the elected species, and claim 1 is generic to all of species outlined in the Office Action.

Applicants respectfully traverse the election requirement since all of species are sufficiently related that a thorough and complete search for species would necessarily encompass a thorough and complete search for species 1-4. Thus, a search and examination of all species herein could be made without serious burden. See MPEP §803 which states that "[i]f the search and examination of an entire application can be made without serious burden, the Examiner must examine it on its merits." This policy should apply in the present application to avoid unnecessary delay and expense to applicants and duplicative examination by the Patent Office.

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For at least the foregoing reasons, reconsideration and withdrawal of the election requirement and examination of all species herein are respectfully requested.

Respectfully submitted,

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April 3, 2006
Date

RWP/lmw

Attorney Docket No.: 28951.1166

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